

assembled multitude on the 16th
August 1866 to be accounted for?
Did His Excellency then swear that
he would cause the laws to be
righteously administered, merely
with the object of mocking High
Heaven; & of deluding the people?

The personal accountability of those
who are entrusted with the
prerogative, has recently been
pretty strongly affirmed in the
case of the Governor of Jamaica:

It must be remembered that Mr
Gordon was executed with the
full concurrence of the Jamaica
Executive. His fate was enviable
as compared with mine - Should

this letter be permitted to reach
you I wish you to understand
that my original request was to
write to you: & that I much prefer
furnishing you with instructions
in this form. Mr Bowie took

the extraordinary course of exacting
from me the promise not to request
you, to memorialize the local
Government

Now please be assured
that I am not in the position to require
professional advice, I fully comprehend
my own case well to the contrary, I believe
that I alone understand the course
that ought to be adopted, I have all
along been lost for lack of external
assistance, and you can render me
the most effective aid by giving me
moral and material support, which I
rely on you to do in the kindest possible
manner, by your exacting and
enforcing all that the Law and
the Constitution have provided as
my rights and privileges, I must further
beg you to adhere strictly to the instructions
you may now and subsequently receive
and further that you will confer
yourself thereto; I am quite aware that
an appeal lies to the Judicial Committee
of the Privy Council; many years ago

I wrote to an English Solicitor of the
highest standing with whom I was on
terms of the closest intimacy and on
whom I could rely to carry my instructions
into effect requesting him to take steps to
bring the case before the Privy Council,
This letter in common with all others to whomsoever
addressed concerning the facts of the case
or recommending such steps to be taken
as would cause them to be elicited was
stopped by order of the Inspector General, and
having "borne the heat and burden of the
day" I will not at present take this
course though it is possible it may have
been resorted to hereafter; I therefore
request that you will immediately on
receipt hereof despatch the underwritten
letter —

"To the Right Honorable His Excellency the Governor
"May it please your excellency."

We have the honor to address
Your Excellency for the purpose of informing
you that Mr Lewis Thomas Glynn Bateson
Brother of the master of St John's College, Cambridge
who has for a period exceeding nine
years been wrongfully and illegally
imprisoned in the Colonial Penal Establishment
has in the course of his detention addressed
numerous letters to members of both branches
of the Colonial Legislature; to members of

of the Imperial Parliament, to his
Mother ~~Dr~~ ~~H~~ Bateson, to his solicitors both
in the Colony and in England, and one
to the Right Honorable Mr Gladstone,
an old friend of his family whose lady
is also Mr Bateson's near relative, which
letters have in the most daring and
unscrupulous manner been intercepted
and prevented reaching their destination.

On the 18th May 1866 having
heard that your Excellency anticipated
arrival in the Colony had been announced
Mr Bateson wrote on that day to a
gentleman in Melbourne requesting his
correspondent immediately on your
Excellency's arrival to wait upon your
Excellency on his account, this letter
was intercepted and endorsed on the
back. "I recommend that this man
be allowed no more paper or write in
future" (Signed Malcolm Smith Superintendent)
"I approve of the recommendation of the
Superintendent Signed C W n Clancy"

in virtue of this order Mr Bateson was interdicted
the use of all writing materials during the
following thirteen months

On the 6th December 1867

The acting superintendent being in
ignorance of the above named order
issued a sheet of paper (venalible Mr
Baleson) addressed to the Hon Neil
Beaue W.L.C. which letter the Inspector
General ordered to be intercepted

On the 26th June 1868 Mr Baleson
addressed to Mr Gladstone Secretary then Chief
Secretary; It being known that Mr Gladstone
Ministry held office by a most precarious
tenure, this letter was detained by order
of Mr Cheep fourteen days and was not
forwarded till after Mr Gladstone's resignation.
In consequence of which the honorable
gentleman to whom it was addressed
never received the letter. Your excellent
personal attention is earnestly desired
to these three letters.

Our client has on several
occasions and in various manners demanded
and been refused the exercise of the privilege
of laying his case before the Imperial Government,
the inherent and inalienable right of every
British subject, he has also been refused
by the late administration the right of petitioning
the Imperial Parliament.

Mr Baleson has been refused to
hold communication with ourselves his legal
advisers and we have been refused access
to him in person. He was, but for the refusal was
withdrawn when Mr wrote that

I cannot
think that
preventing such
letters as the
Prisoner in
the habit of
writing from
being sent out
can properly
be called
"intercepting"
C. J.

He did so so
unconstitutionally
and was punished
for so doing and
a full report
after whole
case was sent
to the Secretary
of State.
C. J.

Mr Bales has applied to the present
Inspector General for leave to address
the Chief Secretary on the subject of
his treatment which he knows to be

*I do not consider
his treatment
in any way
unjust or
illegal.
C.B.*

most unwarrantable unjust and
illegal and he has refused

we have with the honor to request
that your Excellency will be pleased
to issue immediate and peremptory
instructions that Mr Bales be authorized,
at once, to draw a statement of his

entire case before conviction as well
as subsequent thereto fully freely &
unrestrainedly to be handed to the
your Excellency's office to the right Hon
Earl Granville and further that your
Excellency will cause him to be

furnished with a copy of all remarks
notes of or comments that your
Excellency or your Excellency's advisers
may cause to be appended thereto

we have the honor to request that
your Excellency will be pleased to command
that our client may at all times address
us in writing; that he may receive our
despatches to him the day of their arrival,
that he may retain the same in his possession
and

and that when he may deem it
necessary he may promptly reply
thereto.

We have the honor further to
request that Mr Bales be empowered to
lay the Complaint of the treatment to which
he has been subjected before the Hon
the Chief Secretary

We have the honor to
request that Mr Bales be authorized
immediately to draw petitions to both branches
of the Imperial Legislature and also
to the Colonial Legislature and further
that he may transmit the same to
such Honorable and Right Honorable
Members of the respective Houses as
he may desire to confide them to.

We have the honor to request
your excellencies personal and individual
attention to this momentous matter

and we have the honor to be

with most profound respect
(Signed) &c &c &c
by your friend —

You will please acknowledge immediately
my letter to yourselves and of your having
written the above letter to the Governor.
You will furnish me with a copy of the
reply as soon as it comes to hand, should
the reply not have reached you within seven
days

days from the date that you will press for
reply, should the Governor or his advisers
refuse to allow me to memorialize the
Imperial Government or Imperial
Legation, both or either of them, you will
without fail by the outgoing mail notify
the same to Lord Kamille Fukushima
His Lordship with a copy in full of your
letter to the Governor and of His Excellency's
reply requesting His Lordship to be
X pleased to issue Her Majesty's Command

that such portions of my wishes, as
expressed in your letter to the Governor
as the local Government may
deem to be proper to carry into
effect, may be complied with

Respectfully a member of
the Legislative Assembly of possible one
of influence belongs either to the
Ministerial or Constitutional party
who will take charge of my petition to
the Council Assembly

This is not precisely the
style of letter written by a "Convent" Sanct
one. To keep a man in a state of
coercion and forced labor, without
any offence having been committed
and

and proved in such a manner
as the Law directs to Slavery and
persons holding others in bondage,
without giving them every facility
of appeal to the appointed judges
render themselves liable to the penalties
of the Statute of Praemunire

The Sultan of Turkey can
by Law subscribe put to death for
persons every day without accountability
to any one. The Tycoon of Japan
can order any one of his subjects, with
his own hands to rip up his belly and
he must instantly obey, but can it
be possible that a subject of the
Crown of Great Britain in one of her
Majestys own dependencies can be
considered only on a level with one
of those far famed "Dicks" of that
Illusion and never to be forgotten
puneyo Mr Bond

To lawful authority
duly constituted and righteously administered
I am always prepared to pay the most
profound respect, reverence veneration
and homage, but against power
arbitrarily assumed and illegally
obtained, against Tyranny and oppression
Lawless

The Office
was found to
the satisfaction
of the judges
and after
careful consideration
Approved by
Messrs Deane
Wheeler, Lyndall
Wood and
Belmont
C. J.

I never think anything
of the kind - What I
will say was in his
application to me to act
but can you by any means

that he was to make
in Perth - that the
statement he had sent
to the chief secretary was
so long that it Pucci's
will to be made by it

I never seen how
the best of both of
Patterson's guilt in
the property of the United
and sentence
9-2/70 Rich Gould

Perth 5th Feb 1870

Richard Gould Esq M.D.
Melbourne

My dear Gould

In a letter lately
written by the Prisoner
Bateson, the following passage
appears after sundry
endeavours to establish
his innocence and
the illegality of his
conviction. "In an interview
I had with Mr Gould in the

"month of Feb/68, after
"took looking every thing
"had previously said to
"him for seven years,
"telling me, that no one
"had any doubt, ^{about} the case,
"to then admitted, that
"every Ministry that had
"held office since my
"conviction, had been
"greatly embarrassed in
"dealing with the case:
"That embarrassment has
"arisen from the difficulty
"of deciding between the
"conflicting claims of

"Justice and the Judge"

I am desirous to know
if there is any foundation
for the statement made
by the Prisoner as to what
he says you told him, and
if so on what grounds you
believed the Government
had been so embarrassed
in dealing with his case.

I shall be glad to have
your reply to this as soon as
possible.

Yours very truly
Clara Jane
R. Gould Esq. M.D.